

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

PHYSICIAN ENDORSED, LLC,)	
)	
Plaintiff,)	
)	
v.)	
)	C.A. No. 04-894 JJF
JEFFREY CLARK,)	
)	
Defendant.)	
_____)	

NOTICE OF APPEAL

Notice is hereby given that Plaintiff Physician Endorsed, LLC in the above named case hereby appeals to the United States Court of Appeals for the Third Circuit from an Order granting Defendant's Motion to Dismiss, Docket No. 21, entered in this action on June 27, 2005. This Notice is given pursuant to 28 U.S.C. § 1291, and in conformance with FED. R. APP. P. 3(a)(1) and 4(a)(1)(A).

Respectfully submitted,

Dated: July 27, 2005

/s/ Steven L. Caponi

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CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that copies of the foregoing **NOTICE OF APPEAL** were served, this 27th day of July, 2005, on the following attorneys of record as indicated:

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